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**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:11-cv-00342-JDB**

GOVERNMENT ACCOUNTABILITY PROJECT v. U.S.  
DEPARTMENT OF JUSTICE  
Assigned to: Judge John D. Bates  
Cause: 05:552 Freedom of Information Act

Date Filed: 02/09/2011  
Date Terminated: 03/29/2012  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**GOVERNMENT ACCOUNTABILITY  
PROJECT**

represented by **Karen J. Gray**  
GOVERNMENT ACCOUNTABILITY  
PROJECT  
1612 K Street, NW  
Suite 1100  
Washington, DC 20006  
(202) 457-0034 x 122  
Email: [kareng@whistleblower.org](mailto:kareng@whistleblower.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Richard E. Condit**  
GOVERNMENT ACCOUNTABILITY  
PROJECT  
1612 K Street, NW  
Suite 1100  
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Email: [recondit@gmail.com](mailto:recondit@gmail.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. DEPARTMENT OF JUSTICE**

represented by **Marina Utgoff Braswell**  
US ATTORNEYS OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Room 10-413  
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Email: Marina.Braswell@usdoj.gov  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
02/09/2011	<a href="#"><u>1</u></a>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE ( Filing fee \$ 350, receipt number 4616036359) filed by GOVERNMENT ACCOUNTABILITY PROJECT. (Attachments: # <a href="#"><u>1</u></a> Civil Cover Sheet)(dr) (Entered: 02/09/2011)
02/09/2011		SUMMONS (3) Issued as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (dr) (Entered: 02/09/2011)
03/02/2011	<a href="#"><u>2</u></a>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed in a <b>FOIA Case</b> as to the U.S. Attorney, served on 2/14/2011, answer due 3/16/2011 for U.S. Attorney.  (Condit, Richard) Modified on 3/3/2011 to edit text (dr). (Entered: 03/02/2011)
03/02/2011	<a href="#"><u>3</u></a>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General. Date of Service Upon Attorney General 02/14/2011. (Condit, Richard) (Entered: 03/02/2011)
03/02/2011	<a href="#"><u>4</u></a>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to DEPARTMENT OF JUSTICE, served 2/14/2011. (Condit, Richard) Modified on 3/3/2011 to edit text (dr). (Entered: 03/02/2011)
03/04/2011	<a href="#"><u>5</u></a>	NOTICE of Appearance by Marina Utgoff Braswell on behalf of U.S. DEPARTMENT OF JUSTICE (Braswell, Marina) (Entered: 03/04/2011)
03/15/2011	<a href="#"><u>6</u></a>	ANSWER to <a href="#"><u>1</u></a> Complaint by U.S. DEPARTMENT OF JUSTICE.(Braswell, Marina)

		(Entered: 03/15/2011)
03/16/2011	<a href="#">7</a>	ORDER directing the parties to confer and submit a proposed briefing schedule by not later than April 6, 2011. See text of order. Signed by Judge John D. Bates on 3/16/2011.(lcjdb3) (Entered: 03/16/2011)
03/18/2011		Set/Reset Deadlines: Proposed Briefing Schedule due by 4/6/2011. (tb, ) (Entered: 03/18/2011)
04/06/2011	<a href="#">8</a>	NOTICE of <i>Propose Briefing Schedule</i> by GOVERNMENT ACCOUNTABILITY PROJECT (Condit, Richard) (Entered: 04/06/2011)
04/07/2011		MINUTE ORDER: Upon consideration of <a href="#">8</a> the parties' joint memorandum proposing a briefing schedule, it is hereby ORDERED that defendant's dispositive motion and Vaughn index shall be filed by not later than May 6, 2011; plaintiff's opposition and cross-motion shall be filed by not later than June 6, 2011; defendant's reply and opposition brief shall be filed by not later than July 8, 2011; and plaintiff shall seek leave to file a reply to defendant's opposition, if necessary. Signed by Judge John D. Bates on 4/7/2011. (lcjdb3) (Entered: 04/07/2011)
04/08/2011		Set/Reset Deadlines: Defendant;s Dispositive Motions and Vaughn Index due by 5/6/2011. Plaintiff's Response and Cross Motion to Dispositive Motions due by 6/6/2011. Defendant's Reply and Oppositon to Dispositive Motions due by 7/8/2011. (tb, ) (Entered: 04/08/2011)
05/05/2011	<a href="#">9</a>	Unopposed MOTION for Extension of Time to File <i>Dispositive Motion</i> by U.S. DEPARTMENT OF JUSTICE (Braswell, Marina) (Entered: 05/05/2011)
05/06/2011		MINUTE ORDER: Upon consideration of <a href="#">9</a> defendant's consent motion for an extension of time to file a dispositive motion, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that defendant shall file a dispositive motion by not later than May 10, 2011. SO ORDERED. Signed by Judge John D. Bates on 5/6/11. (lcjdb1) (Entered: 05/06/2011)
05/06/2011		Set/Reset Deadlines: Defendant shall file a dispositive motion by not later than 5/10/2011. (lcjdb1) (Entered: 05/06/2011)
05/10/2011	<a href="#">10</a>	MOTION to Dismiss <i>and for Summary Judgment</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <a href="#">1</a> Declaration of Krstin Ellis and Vaughn Index, # <a href="#">2</a> Exhibits to Ellis Declaration)(Braswell, Marina). Added MOTION for Summary Judgment on 5/11/2011 (dr). (Entered: 05/10/2011)
06/03/2011	<a href="#">11</a>	MOTION for Extension of Time to <i>File Opposition and Cross Motion for Summary Judgment</i> by GOVERNMENT ACCOUNTABILITY PROJECT (Attachments: # <a href="#">1</a>

		Text of Proposed Order)(Condit, Richard) (Entered: 06/03/2011)
06/06/2011		MINUTE ORDER: Upon consideration of <a href="#">11</a> plaintiff's consent motion for an extension of time to file its opposition to and cross-motion for summary judgment, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that the opposition to and cross-motion for summary judgment shall be filed by not later than June 14, 2011. SO ORDERED. Signed by Judge John D. Bates on 6/06/2011. (lcjdb3) Modified on 6/6/2011 (tb, ). (Entered: 06/06/2011)
06/06/2011		Set/Reset Deadlines: Cross Motion/Response to Motion for Summary Judgment due by 6/14/2011. (tb, ) (Entered: 06/06/2011)
06/14/2011	<a href="#">1</a> <a href="#">2</a>	Cross MOTION for Summary Judgment by GOVERNMENT ACCOUNTABILITY PROJECT (Attachments: # <a href="#">1</a> Statement of Facts, # <a href="#">2</a> Text of Proposed Order)(Condit, Richard) (Entered: 06/14/2011)
06/14/2011	<a href="#">1</a> <a href="#">3</a>	Memorandum in opposition to re <a href="#">10</a> MOTION to Dismiss <i>and for Summary Judgment</i> MOTION for Summary Judgment filed by GOVERNMENT ACCOUNTABILITY PROJECT. (Attachments: # <a href="#">1</a> Exhibit Aff't of Beatrice Edwards with Attachments)(Condit, Richard) (Entered: 06/14/2011)
07/07/2011	<a href="#">1</a> <a href="#">4</a>	Unopposed MOTION for Extension of Time to File Response/Reply as to <a href="#">12</a> Cross MOTION for Summary Judgment, <a href="#">10</a> MOTION to Dismiss <i>and for Summary Judgment</i> MOTION for Summary Judgment by U.S. DEPARTMENT OF JUSTICE (Braswell, Marina) (Entered: 07/07/2011)
07/08/2011		MINUTE ORDER: Upon consideration of <a href="#">14</a> defendant's consent motion for an extension of time to respond to plaintiff's cross-motion for summary judgment and opposition to defendant's dispositive motion, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that defendant's response to plaintiff's cross-motion for summary judgment and opposition to defendant's dispositive motion shall be filed by not later than July 21, 2011. SO ORDERED. Signed by Judge John D. Bates on 7/8/2011. (lcjdb3) (Entered: 07/08/2011)
07/08/2011		Set/Reset Deadlines: Responses due by 7/21/2011 (lcjdb3) (Entered: 07/08/2011)
07/21/2011	<a href="#">1</a> <a href="#">5</a>	REPLY to opposition to motion re <a href="#">10</a> MOTION to Dismiss <i>and for Summary Judgment</i> MOTION for Summary Judgment filed by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <a href="#">1</a> Supplemental Ellis Declaration and Vaughn Index) (Braswell, Marina) (Entered: 07/21/2011)
07/21/2011	<a href="#">1</a> <a href="#">6</a>	Memorandum in opposition to re <a href="#">12</a> Cross MOTION for Summary Judgment filed by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <a href="#">1</a> Objections and Response to Plaintiff's Statement of Material Facts, # <a href="#">2</a> Supplemental Ellis Declaration and

		Vaughn Index)(Braswell, Marina) (Entered: 07/21/2011)
07/25/2011	<a href="#"><u>1</u></a> <a href="#"><u>7</u></a>	Consent MOTION for Leave to File <i>Reply</i> by GOVERNMENT ACCOUNTABILITY PROJECT (Attachments: # <a href="#"><u>1</u></a> Text of Proposed Order)(Gray, Karen) (Entered: 07/25/2011)
07/26/2011		MINUTE ORDER: Upon consideration of <a href="#"><u>17</u></a> plaintiff's consent motion for leave to file a reply to defendant's opposition to plaintiff's cross motion for summary judgment, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that plaintiff's reply to defendant's opposition to plaintiff's cross motion for summary judgment shall be filed by not later than August 8, 2011. SO ORDERED. Signed by Judge John D. Bates on 7/26/2011. (lcjdb3) (Entered: 07/26/2011)
07/26/2011		Set/Reset Deadlines: Plaintiff's reply due by 8/8/2011. (tb, ) (Entered: 07/26/2011)
08/08/2011	<a href="#"><u>1</u></a> <a href="#"><u>8</u></a>	REPLY to opposition to motion re <a href="#"><u>12</u></a> Cross MOTION for Summary Judgment filed by GOVERNMENT ACCOUNTABILITY PROJECT. (Condit, Richard) (Entered: 08/08/2011)
03/29/2012	<a href="#"><u>1</u></a> <a href="#"><u>9</u></a>	MEMORANDUM OPINION. Signed by Judge John D. Bates on 3/29/2012. (lcjdb3) (Entered: 03/29/2012)
03/29/2012	<a href="#"><u>2</u></a> <a href="#"><u>0</u></a>	ORDER granting <a href="#"><u>10</u></a> Motion to Dismiss and for Summary Judgment; denying <a href="#"><u>12</u></a> Cross-Motion for Summary Judgment. See text of Order and accompanying Memorandum Opinion for details. Signed by Judge John D. Bates on 3/29/2012. (lcjdb3) (Entered: 03/29/2012)

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